

Attorney Docket No.: IMMR-070/01US



#19/Response
7/17/03
PATENT 2100

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Louis B. ROSENBERG et al.

Serial No.: 09/678,110

Examiner: Alecia Diane Nelson

Filed: October 2, 2000

Art Unit: 2675

Confirmation No.: 4151

For: ROTARY FORCE FEEDBACK WHEELS FOR INTERFACE DEVICES

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APR 28 2003

Commissioner for Patents
Washington, D.C. 20231

Technology Center 2600

COMMUNICATION TO EXAMINER IN LIEU OF FILING A NOTICE OF APPEAL

Applicants submit the following remarks in lieu of filing a Notice of Appeal in response to the Advisory Action mailed on February 20, 2003 ("the Advisory Action") in connection with the above-captioned application.

On January 24, 2003, Applicants filed a Reply and Amendment under 37 C.F.R. 1.111 ("the Reply") in response to a second *Non-Final Office Action* that was mailed on October 24, 2002. On February 24, 2003, Applicants received the Advisory Action mailed February 20, 2003. Applicants respectfully submit that the Advisory Action was improperly issued because the pending claims have not been finally rejected.

Upon receiving the Advisory Action, the undersigned contacted the Examiner and requested that the Advisory Action be withdrawn, given that it was improperly issued. The Examiner agreed that the Advisory Action was improperly issued, that it would be withdrawn, and the Reply would be considered.

On April 10, 2003, the undersigned contacted the Examiner to confirm that the Advisory Action would, in fact, be withdrawn. The Examiner again assured the undersigned that the Advisory Action would be withdrawn and that a Notice of Appeal need not be filed due to the improper nature of the Advisory Action.

Applicants have not received any indication that the Advisory Action has been withdrawn or that the Reply has been considered. For at least the reasons indicated above, Applicants believe that a complete response has already been filed, and therefore any response to the Advisory Action, such as a Notice of Appeal, is unwarranted at this time.

Prompt and favorable consideration of the Reply and Amendment filed on January 24, 2003 is respectfully requested.

Respectfully submitted,

COOLEY GODWARD LLP

Date: April 24, 2003

By:



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